

FRANK DARROW WAS DUPED

Defence May Assert Franklin Was in State's Employ.

PARSIMONY, SAYS PROBER

Liberality of Attorney Led Allies to Turn Against Him, Delective Declares.

Los Angeles, Jan. 31.—Technical motions attacking the two bribery indictments on various grounds will be made on behalf of Clarence S. Darrow when the former chief counsel of the McNamara brothers is arraigned before Judge George H. Hutton, of the Superior Court, to-morrow. Darrow said his attorneys were preparing a demurrer. They also will move to dismiss. These two preliminary moves will be made of record merely to preserve Darrow's rights as a defendant, his attorneys asserting they want a verdict of "not guilty" rather than one of "not proven" which would be the result, in effect, they say, of a dismissal of the cases.

Darrow, his attorney stated to-day, would ask for further time in which to enter his plea. Despite the absence of any official statement to that effect, it is generally accepted that Bert H. Franklin, the former chief of detectives for the McNamara defence, now facing trial on the charge of jury bribing, will be the principal witness for the state. To offset his testimony, it is understood that Darrow defence will endeavor to prove that Franklin, who was employed by the state in the service of the state while employed as confidential agent of the defence in the McNamara case.

Samuel L. Browne, chief of detectives connected with the District Attorney's office, made the statement that Darrow's "right-mindedness," with his confidential employee during the course of the McNamara trial had led him to turn against Franklin. "The Examiner," it was stated, had a confession of alleged jury bribing, in which he implicated Darrow. The confession is said to have been made to Assistant District Attorney Ford in the presence of the third party. The same paper states that the \$4,000 alleged to have been paid to Bain, a juror, and Lockwood, a venireman, by Franklin, was brought to Los Angeles from the East by a man who will be indicted before the grand jury concludes its investigation.

The next move in the case, it is said, will be the release of Franklin on his own recognizance, so that he may accompany an officer sent for the purpose of aiding in the apprehension of the man alleged to have furnished the bribe money. This will be followed, it is said, by the indefinite postponement of the case against Franklin.

MINERS DENOUNCE JUDGE

Socialists Win in Contention Over Amended Constitution.

Indianapolis, Jan. 31.—Condemning Federal Judge A. B. Anderson for releasing Detective W. J. Burns, under indictment by the Marion County (Ind.) grand jury on a charge of kidnapping in connection with the arrest of J. J. McNamara, the convention of the United Mine Workers of America to-day adopted a resolution demanding that Congress investigate the action with a view to removing him. The resolution also criticized the federal judge for taking documents held by the county court, declaring that his action set at naught the laws of the state.

The report of the constitution committee, which has been before the convention for more than a week, was completed this afternoon and adopted as amended. The new constitution will go into effect April 1.

Before the constitution was adopted as a whole, John H. Walker, president of the Illinois miners, and a leading socialist, succeeded in amending the federal judge for taking documents held by the county court, declaring that his action set at naught the laws of the state.

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CHEAPER FARES TO ISLAND

Limited 10-Cent Round Trip Tickets Will Be Sold.

Final arrangements for the issuance of limited round trip tickets, good between Manhattan and Coney Island, which complainants against the Brooklyn Rapid Transit Company hope may be the entering wedge for an all-the-year-round reduced fare, were completed at a hearing held yesterday before Commissioner William McCarroll. All proceedings against the company were withdrawn in consideration of the new rates.

The new system calls for a rate which will alternate in favor of residents of Manhattan and Coney Island. From May 15 to September 15 New Yorkers will be able to make the trip to Coney Island and return for 10 cents for the round trip, provided they set out in the morning between the hours of 6 and 9 o'clock, and start back home between 2 and 4:30 o'clock in the afternoon. On the other hand, from September 15 to May 15 the Coney Islanders may make the trip to New York and return if they leave home between the hours of 6 and 9 o'clock in the morning and start back between 4 and 7 o'clock in the late afternoon and evening.

Coney Island school children, however, will be allowed to make the trip at the reduced rate after May 15 and up to the time schools close. It was announced yesterday that the Coney Island corporation would go into effect on May 1, thus giving residents the benefit of two and a half months of reduced fares before the summer season is put into effect.

BIG CITY BOND ISSUE SOON

Bankers Are Prepared to Bid for the \$50,000,000 or More.

Banking houses have been expecting an issue of New York City bonds at about this time, but it is understood that no plans have been made to issue such bonds. The issue will be decided upon by the city authorities, although an issue of \$20,000,000 or \$30,000,000 will be brought out when they judge the conditions favorable for the offering. The new issue, which may be announced within a few weeks or months, will be for the purpose of refunding the city's debt. The city has a large amount of debt, and the new issue will be used to pay off the old debt. The city has a large amount of debt, and the new issue will be used to pay off the old debt.

"I. J. KNIGHT, ENGLAND," SUICIDE.

Philadelphia, Jan. 31.—"My name is I. J. Knight and I come from England," was written on a slip of paper which was found in the clothing of a man who shot and killed himself to-day in Rittenhouse Square, a small public park that faces some of the most exclusive homes in Philadelphia. The man was well dressed, but only 60 cents was found in his pockets.

FIGHTS TO OUST WILLET

Joseph McKim, 93 Years Old, Testifies for Himself.

For three-quarters of an hour Joseph McKim, ninety-three years old, was on the witness stand before Judge Humphrey, at Long Island City yesterday, under the examination of lawyers, and answered their questions to enable the judge to determine whether or not he is competent to manage his property and be released from the River Crest Sanatorium, where he has been confined since July, 1907. His examination was suspended when the court noticed that he was becoming fatigued. He will be brought to court again on February 9, when allegations also will testify.

McKim was brought from the sanatorium because his niece, Mrs. Wilhelmina Collins, insists that he is competent and desires the removal of William Willet, the attorney who was recently a candidate for Supreme Court justice, as the committee in charge of his person and property. Willet was appointed by Judge Humphrey at the time of McKim's commitment to the sanatorium. He has paid \$1,000 a year since that time for McKim's care and maintenance at the sanatorium, \$1,000 a year to McKim's wife and two daughters, has paid a large sum for the liquidation of back taxes on his property, and also has paid off mortgages.

HAPPY ON \$13 A WEEK

Orange Shoe Clerk Held One Job Twenty-seven Years.

[By Telegram to The Tribune.]

Orange, N. J., Jan. 31.—"I'm as happy as the day I was born," said William E. Woodruff, clerk of the stand to-day in the Orange District Court, after swearing he had worked twenty-seven years as a clerk in a shoe store here and is now getting \$13 a week. He added that he pays \$6 a week for board for himself and \$4 for a sister, and enjoys the \$3 he has left to "blow." His worldly assets are valued at 70 cents and a dollar watch.

Woodruff started at \$6 a week, and every three or four years got a raise of \$1 a week. He was in court on supplementary to a local hotelkeeper of \$106 for a board bill. The case was adjourned while witnesses are hunted up who will corroborate his story of his assets.

NATIONAL SURETY MEN DINE

President of Company Acts as Host for Sixty.

William B. Joyce, president of the National Surety Company, gave a dinner last night at the Metropolitan Club for the directors, members of the advisory boards of the company and some of its friends. More than sixty in all were present, including:

William H. Hotchkiss, Superintendent of Insurance of the State of New York; Adrian H. Johns, Percy Rockwell, Samuel McRoberts, Thomas Thacher, Herbert L. Satterlee, Charles H. Sabin, Henry Sanderson, Charles H. Keep, William A. Tucker, John C. McCall, William J. Tuohy, T. W. Bickerton, David W. Armstrong, Jr., Joseph A. Flynn, James C. Bishop, Joel Rathbone, Edwin S. Schenck, Allen W. Evans, B. M. Fellows, Carlisle Norwood, Payson Merrill, William C. Armitage, Ballard McCall, Frederic R. Couderc, B. P. Cheney, J. Archibald Murray, G. L. Bolsovain, S. Reading Hertrich, Charles H. Holland, F. Q. Brown, H. Huntington, George Senator John C. Spooner, William A. Simonsen, Haley Fiske, L. L. Clarke, Alanson P. Lathrop, Albert Rathbone, Frank B. Keech, Lucius H. Berg, H. S. Black, John Skelton Williams, H. E. Duval, Leonard Damman, William J. Griffin, Anton G. Holopoff, Hubert J. Hewitt, R. L. Jenks, Samuel Sloan, Theodore P. Shotts, John W. Platten, Felix M. Warburg, Frederick W. Stevens and Darwin P. Kingsley.

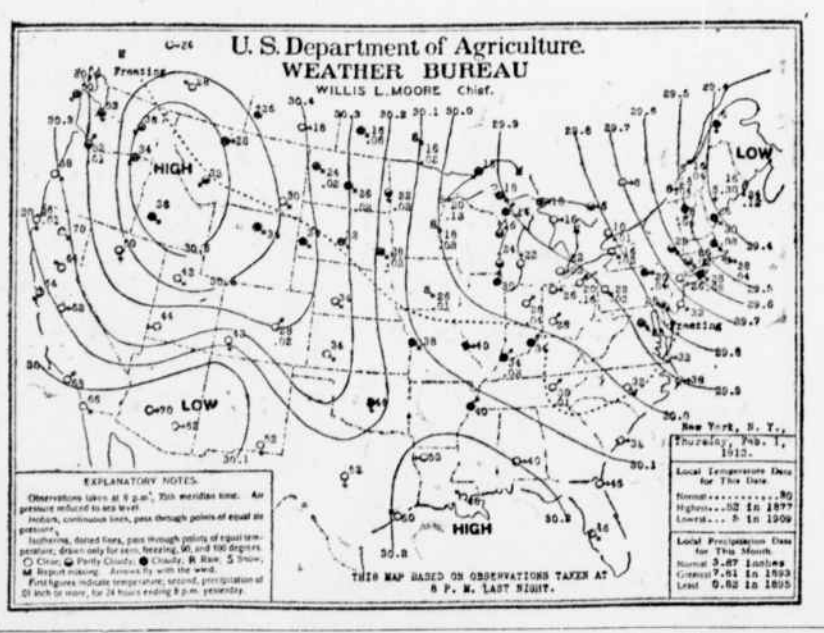
Superintendent Hotchkiss made a few remarks at the close of the dinner on surety business in general and what the National Surety Company and its officers in particular had done for the improvement of conditions and the general good of surety insurance.

TO CUT A BURLEY 'MELON'

Ready to Make 20 Per Cent Distribution for 1909 Tobacco Pool.

Lexington, Ky., Jan. 31.—The Burley Tobacco Society announced to-day that it is prepared to make a 20 per cent distribution of funds for the 1909 tobacco pool, amounting to approximately \$1,000,000.

The dividend will go to tobacco growers in Indiana, Kentucky and Ohio. With this addition it is estimated that the pooling of tobacco has placed about \$20,000,000 in the white burley tobacco districts.



THE WEATHER REPORT.

Official Record and Forecast.—Washington, Jan. 31.—In all parts of the country the weather remained fair. Temperatures have not changed decidedly throughout the country and are generally below the normal in the region east of the Mississippi River and above the normal in the plains states and Rocky Mountain region and on the Pacific slope.

With the exception of local snows in the region of the Great Lakes the weather will remain fair Thursday and Friday throughout the country.

No decided temperature changes are indicated for any portion of the United States during the next forty-eight hours.

The weather continues unsettled with local snows in New England, the interior of New York, the Ohio and upper Mississippi valleys, and the region of the Great Lakes.

The winds along the New England and middle Atlantic coasts will be moderate to brisk west and northwest; south Atlantic coast, light variable; west Gulf coast, moderate north; Lake Michigan, moderate to brisk northwest.

Steamers departing Thursday for European ports will have brisk west and northwest winds and overcast weather to the Grand Banks.

Forecast for Special Localities.—For Eastern New York, Eastern Pennsylvania, New Jersey, Delaware, Maryland, Virginia and the District of Columbia, generally fair to-day and Friday, with some change in temperature; moderate northwest winds.

For Northern New England, fair to-day and

POLICE FORCE IN DISGRACE

All Metuchen, N. J., Laughs at His Discomfiture.

Metuchen, N. J., Jan. 31 (Special).—Half the population of this town stood in a wide circle about the village jail to-day, discussing the great jail delivery. "Lynx-Eyed Enos" Fornatt, former Chief of Police, was there; so too, was "Smiling Paddy" Horan, Metuchen's former lone patrolman. And these two seemed to be hilariously happy over something. Between the almost constant patter of tobacco juice that they showered over the surrounding snow they exchanged knowing winks and smirks.

CHIEF PONDERS PUNISHMENT

Three Men Who Seek Lodging and Are Starved and Frozen in Lockup Take First Freight.

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"Wonder if 'Hutch' treats them birds he fattens up every Christmas that way? Mighty poor picnic they'd be, I'm thinking," quoth "Paddy," the ex-cop, as he doctored a chaw of cut plug from the right to the left side of his mouth.

"Seems to me, not that I got anything against the jail," said "Lynx-Eyed Enos," "that 'Hutch' might better tie a bit of string around his finger next time he has a lodger in the lockup—'Phaps that'll kind o' remind him of his duties; not that I got any kick comin'."

The other villagers, who knew of the exceeding jealousy existing between Enos Fornatt and Horan, erstwhile police force of this village, on the one hand, and "Charley" Hutchinson, patrolman, and "Jim" Flaherty, chief, present incumbents of the office, on the other, gazed and guffawed at this exhibition of side-splitting wit. Then the whole story had to be told all over again.

Overcome by Badger's Rays.

According to certain insatiable gossips of Metuchen, Patrolman Hutchinson was walking down Main street last Sunday afternoon, cross-eyed from his efforts to catch the gleam of his new police badge, when he was approached by three young men. The strangers were fairly good looking, but Hutchinson looked upon them with the suspicion of a patrolman who has held office since the first day of January, 1912.

Was he not sworn, by the glint from his bright new badge, to protect the citizens of Metuchen from all dangerous persons and to "preserve peace in the township of Metuchen, so help me?" He was. Therefore, Hutchinson removed his shiny club from its holster and clicked about the strangers with a hostile look.

When they explained that they wanted a night's lodging, nothing more, Hutchinson was flabbergasted. Surely fortune was playing into his hands. Here he had only been in office less than a month and he had three prisoners for the town jail. No more would be "Paddy" Horan, whom he had succeeded in office, be able to smirk and grin when Hutchinson paraded past the general store. "Paddy" had never been in charge of three prisoners during his entire term of office, Hutchinson swore.

Bows Charges Into Jail.

He looked up and down the length of Main street, but none was there to see his triumph. However, the prisoners were his, the hoodlums belonged to him. Hutchinson escorted the three strangers down a back street to the town jail. He almost touched the ground with his forehead as he bowed them within. He doffed his cap every time he spoke to them, and when they told him their pedigrees he wrote them down with flourishing hand on the jail blotter.

John Arrow and William Belcher, of Baltimore, being townsmen, Hutchinson put in the left wing of the jail. David C. Carlin, hailing from Chester, Penn., was escorted to the other wing. In the memory of the oldest inhabitant guests of Metuchen's jail have never asked for bedding in the three cells. This saved much embarrassment, because there was none to be had. Therefore, Hutchinson left his prizes to themselves with a light heart.

There are so many duties attached to the office of the police force of Metuchen that Hutchinson was kept on the run continuously. On Sunday night he had to stand guard at the church door and see that Metuchen worshipped in proper fashion. On Monday he had to be at the village pond, of course, to see that the boys and girls conformed to the law when they skate, and yesterday—well, yesterday—that new badge had to be polished up, and the spots taken out of the uniform. A man certainly earned his keep as an officer of the law in Metuchen.

This afternoon George Bennett, the town plumber, walked past the jail on his way to dinner. He stopped when he heard groans and lamentations coming from the lock-up. He was sure "Charley" Hutchinson was suffering from a stomach ache, and so he ran to the door and listened.

He was startled to hear cries for help and weak demands that the door be opened.

If you have tried most everything else, come to me. Where others fail is where I have my greatest success. Send attached coupon, and I will send you my book, showing my Appliance and its cure, showing my Appliance and its cure, showing my Appliance and its cure. It is instant relief when all others fail. Remember, I use no salves, no harness, no lies.

I send on trial to prove what I say is true. You are the judge and you will read it. You will be as enthusiastic as I am. I have been reading it for years and my hundreds of patients whose letters you can also read. Fill out free coupon below and mail today. It is well worth your time whether you try my Appliance or not.

Pennsylvania Man Thankful

Mr. C. E. Brooks, Marshall, Mich.

Dear Sir:—

Perhaps it will interest you to know that I have been ruptured six years and have always had trouble with it. I got your Appliance. It is very easy to wear, fits neat and snug, and is not in the way at any time, day or night. In fact, at times I did not know I had it on; it just adapted itself to the shape of the body and seemed to be a part of the body, as it clung to the spot, no matter what position I was in.

It would be a veritable God-send to the unfortunate who suffer from rupture if all could procure the Brooks Rupture Appliance and wear it. They would certainly never need it again.

My rupture is now all healed up and nothing ever did it but your Appliance. Whenever the opportunity presents itself, I will say a good word for your Appliance, and also the honorable way in which you deal with ruptured people. It is a pleasure to recommend a good thing among your friends or strangers.

Yours very sincerely,

JAMES A. BILTON.

80 Spring St., Bethlehem, Pa.

Recommend From Texas Farmer

Brooks Rupture Appliance Co., Marshall, Mich.

Gentlemen:—

I feel it my duty to let you, and also all people afflicted as I was, know what your Appliance has done for me. I have been ruptured for many years and have tried many different trusses, but never got any relief until I got your Appliance. I put it on last November, but very little faith in it, but must say I am now cured. I have laid it away—have had it off for two weeks and doing all kinds of farm work with ease. While I was wearing it I had

the grippe and coughed a great deal, but it held all right. Words cannot express my gratitude towards you and your Appliance. Will recommend it to all ruptured people.

Yours sincerely,

J. E. LONG.

Bald Prairie, Texas.

Others Failed But the Appliance Cured

C. E. Brooks, Marshall, Mich.

Dear Sir:—

Your Appliance did all you claim for the little boy and more, for it cured him sound and well. We let him wear it for about a year in all, although it cured him 3 months after he had begun to wear it. We had tried several other remedies and got no relief, and I shall certainly recommend it to friends, and very truly yours,

WM. PATTERSON.

No. 717 S. Main St., Akron, O.



LIEUTENANT GENERAL SIR ROBERT S. S. BADEN-POWELL AND WILLIAM WALLER.
The young New York Boy Scout who welcomed the hero of Mafeking.

BADEN-POWELL ARRIVES

Boy Scout Hands Him Taft's Letter—Goes to Boston.

Lieutenant General Sir Robert S. S. Baden-Powell, defender of Mafeking and organizer of the Boy Scout movement in England, arrived here yesterday on the steamship Arcadian, of the Royal Mail Steam Packet Line. The Arcadian brought him here via Colon and the West Indies. While on the isthmus he made an inspection of the Panama Canal.

He will visit the Boy Scout organizations in all the large American cities. He will not lecture in this city, but will deliver an illustrated lecture in the First Congregational Church, in Montclair, on the evening of February 2.

The Arcadian came into Quarantine yesterday just as Sir Robert had finished breakfast, and on coming on deck he was greeted by William Waller, a fourteen-year-old boy Scout, who delivered a letter of welcome from President Taft, who is honorary president of the Boy Scouts of America.

Master Waller boarded the steamship from the revenue cutter, was dressed in khaki, and wore a medal. The decoration attracted Sir Robert's attention, and when he asked the boy what it was for, young Waller replied modestly, "Saving Life."

Sir Robert said he was greatly pleased with the great growth of the Boy Scout movement in America, which exceeded that of other nations. He had been visiting in Russia, Norway, Sweden, Denmark, Holland, Belgium, France and Chili, where he said the Boy Scouts were intensely interested in their organizations.

He bestowed much praise on the Panama Canal, which, he said, was the greatest work ever done by man, and he attributed its success to the "genius of Colonel Goethals," and the great sanitary administration of Colonel Gorgas.

The Commissioner reduced from a first grade detective, at \$2,500 a year, to a patrolman, at \$1,600, William J. File, and sent him to the East 67th street station. Patrolman Edward J. Gleason, of the Greenwich street, and Patrick H. Purcell, of the Kingsbridge station, were dismissed from the department.

Waldo Reverses Cropsey
Remits Fines Imposed on Fifteen Captains and Four Lieutenants.

Police Commissioner Waldo issued an order yesterday remitting fines that had been imposed by former Commissioner Cropsey on fifteen captains and four lieutenants for violation of his order that commanding officers should assign senior patrolmen to detail work, such as watching prisoners in hospitals, guarding the bodies of dead persons until the arrival of a coroner and so forth. The lieutenants who were fined violated the order when doing duty as acting captains.

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A Genuine Rupture Cure

Sent On Trial To Prove It

Don't Wear a Truss Any Longer.

After Thirty Years' Experience I Have Produced an Appliance for Men, Women and Children That Actually Cures Rupture.

If you have tried most everything else, come to me. Where others fail is where I have my greatest success. Send attached coupon, and I will send you my book, showing my Appliance and its cure, showing my Appliance and its cure, showing my Appliance and its cure. It is instant relief when all others fail. Remember, I use no salves, no harness, no lies.

I send on trial to prove what I say is true. You are the judge and you will read it. You will be as enthusiastic as I am. I have been reading it for years and my hundreds of patients whose letters you can also read. Fill out free coupon below and mail today. It is well worth your time whether you try my Appliance or not.

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Dear Sir:—

Perhaps it will interest you to know that I have been ruptured six years and have always had trouble with it. I got your Appliance. It is very easy to wear, fits neat and snug, and is not in the way at any time, day or night. In fact, at times I did not know I had it on; it just adapted itself to the shape of the body and seemed to be a part of the body, as it clung to the spot, no matter what position I was in.

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MILITIA CURBS STRIKERS

Armed Rule Checks Leaderless Lawrence Workers.

Lawrence, Mass., Jan. 31.—Encouraged by the presence of militiamen, who are constantly in evidence in the streets, on foot and on horseback, more operatives reported for work in the textile mills of the city to-day than on any day since the strike of twenty thousand employees began, nearly three weeks ago. The mill agents gave out a statement to-night to the effect that in one of the larger mills fully 40 per cent of the regular complement reported for work during the day. "A still more marked accession is expected throughout the remainder of the week, as the fear of intimidation is removed and the people have become assured that there can be no renewal of the violence of Monday," says the statement.

HAYWOOD WILL COMMAND

Editor, from His Cell, Exhorts Operatives to Stand Fast—No Funeral Demonstration.

The strikers, however, deny any desertion from their ranks. At a general strike meeting held to-day representatives of one nationally after another reported their people as standing fast. Most of those who are working are said to be French-Canadian and other English speaking operatives.

To-day was one of the quietest since the inception of the strike. The arraignment in court of Joseph J. Ettor, of New York, the strike leader, and his lieutenant, Arthur Giovannitti, editor of a New York Socialist paper, who were arrested at midnight, charged with being accessories to the murder of Anna Lopez, provoked no trouble, although a demonstration had been feared. After pleading not guilty and being held without bail, the two were taken to the Essex County House of Correction to await a hearing on February 3. Extra militia guards were on hand in case of trouble, but they were not needed. Ettor says William A. Haywood will be here in a day or two to lead the strikers.

Through his counsel, Ettor sent a signed appeal to the strikers' committee, requesting the members to remain firm in their determination and not to submit to arbitration or a compromise. The appeal says: "In accord with the desire on the part of the mill owners to break your strike and your lives into cloth, they arrested what they choose to call 'the backbone of the strike.' Let this serve you as a spur and determination to carry on the strike to a successful conclusion."

Colonel Sweetser, the military commander, rescinded the permission he had granted for a parade in connection with the funeral of the Lopez woman, fearing there might be an outbreak among the body of ten thousand strikers who had planned to parade. Word of his action did not reach the strikers until several hundred had gathered about the undertaking establishment, where the line of march was to have been formed, and it was necessary to send a squad of soldiers to disperse them. When the militiamen appeared the crowd quietly scattered. Late this afternoon the woman's body was quietly laid away in St. Mary's Cemetery, the funeral procession consisting of only the hearse and one carriage.

The movement for an investigation by the Legislature at Boston of the strike situation took a definite step to-day, when the House sent to the Senate an order calling for an inquiry, to begin next Saturday. This action was taken after the House had refused to accept the report of the Committee on Rules urging that the investigation be postponed. The order will come up in the Senate to-morrow.

WHISTLING CLUB IN CHURCH.

Hackensack, N. J., Jan. 31 (Special).—The old Scotch song, "Waistie and I'll come tae you," has been revived in the Highlands now that the Rev. William Burd, pastor of the Highlands Methodist Church, has determined to introduce his whistling club of twenty boys at next Sunday evening's service.

Investors lose interest while waiting to find a mortgage that exactly suits in amount and location—also while the title is being searched.

START YOUR INTEREST

You can buy our Guaranteed First Mortgage Certificates while you wait and interest begins that day. They are mortgages in safety and bonds in convenience. They are the latest development in mortgage lending.

Interest at 4 1/2%—any amount can be invested. Call at any of our offices or write.

TITLE GUARANTEE AND TRUST CO

Capital \$ 4,375,000
Surplus (allocated) 1